SUPREME COURT UNITED STATES.

DECEMBER TERM, 1853.

No. 6.

UNITED STATES

versus

HEIRS OF J. A. B. DAUTERIVE.

TRANSLATION OF SPANISH DOCUMENTS.

Certificate of Survey.—Record 27.

I, Don Louis Andry, Lieutenant of Infantry, and Second Adjutant of the post of New Orleans, commissioned by the Governor General of this Province of Louisiana, to measure (survey) and partition the lands occupied in the aforesaid district—

Certify, that I went to the lands of Don John Antonio Bernardo Dauterive, situated in the district of Iberville, upon the right bank of this river, Mississippi, in the bend of the Bayougoulas, in order to survey, in his behalf, the twenty arpents of land fronting on the aforesaid river, to which his former possessions in the aforesaid locality had been reduced by His Excellency the Most Excellent Count O'Reilly; and, also, the twenty other arpents which, by a posterior grant of His Excellency the Governor General of this Province of Louisiana, Don Luis Unzaga y Amezaga, had been provisionally conceded to him, adjoining those above mentioned—for which purpose, (assisted by the Commandant of the aforesaid district, Don Luis Dutisne, and witnessed also by the interested party aforesaid, and his two most immediate neighbors above and below, Vicente Delphino and Antonio Maria Dorval;) I proceeded as follows:

The above mentioned Delphino being established at the mouth of a bayou or strait which communicates with the above mentioned Mississippi, and at a short distance, after various turnings, loses itself in the mountain, becoming dry when that (the river) falls, it was arranged and agreed between him and his next neighbor, Mr. Dauterive, that in case the aforesaid bayou should follow, for the principal part of its course, the direction of northeast, (which point bounds on the upper side the land of the aforesaid Delphino,) it should be the common limit between their respective lands; and that if, on the contrary, it should incline in the lower direction, that is towards the east, it should be given solely to the above mentioned Mr. Dauterive, Delphino being reduced in this case to the aforesaid point of the northeast; in which uncertainty no boundaries whatever have been placed upon this line,

the bayou being supposed to be the division until its course may be perceived and ascertained after the land has been cleared.

Examining afterwards the shape of the river, which in this part forms a very large and deep bow, or cove, turning below from southeast to south, southeast, east, and even northeast, I discovered that not only the forty arpents composing the two grants aforesaid could not be measured upon the same tract, but that each one of the grants would have to be surveyed separately from the other one, as distinct matters, to each one of which there ought to be accorded the corresponding augmentation towards its "fondo," (bottom,) proportionally to its situation in the aforesaid bend; in consequence of which, and for the purpose of determining with equity and full knowledge how many degrees of opening each piece ought to have, I calculated by trigonometry the distance from the aforesaid stream to the first inhabitant below, on the same side, who then was Luis Tousson, and I found that there were about ninety arpents of interval and front, which quantity widened a quarter of a circle, by ninety degrees in depth, the limits of the said Tousson running to the southeast; from which I inferred that each arpent ought to be regulated in reference to one degree of opening, and that, in consequence, twenty degrees of increase corresponded to each one of the aforesaid grants, and that the boundary line between the two ought to run into the northern mountain sixty-five degrees towards the east—in accordance with which I proceeded to measure; and having planted the graphometer at the point A of the left bank of the aforesaid strait, I arranged it perpendicularly to the above mentioned point, and measured with the small chain the three lines marked AA, BC, and DB, parallel one to the other, until I reached, at the point B, the twenty arpents of the last grant, taking care, in proportion as at the extremity of each line I approached the river, to stretch out in depth by the perpendiculars AB and CD; at which point, B, I again planted the graphometer, and traced the line marked EBX, as a common limit between the two aforesaid grants; but it also placed no landmarks, as both belonged to the same master, and the interested party so desired. Afterwards I came to the point E, and as the same increase of twenty degrees in depth corresponded to the first piece granted by His Excellency, as well as to that spoken of above, and was therefore to be bounded below by a line drawn from the north, eighty-five degrees towards the east, I placed the graphometer perpendicularly to this last direction, and traced the lines marked FG, HI, JK, LM, and NO, (parallel one to the other with its perpendicular EF, GH, IJ, KL, and MN, in order to withdraw towards the mountain, in proportion as the river advanced,) until I reached the point C, at the aforesaid quantity of twenty arpents; at which limit the interested party represented to me that in restricting him to this boundary, I deprived him not only of the most advantageous piece of his clearings and fields, but also of a considerable portion of his establishments and buildings, and of a great part of his fences

and parks which extended about four —— lower down; by which the labor would be imposed upon him of pulling up, taking away, and planting again his fences, and removing his buildings; and a very severe injury be done him, by the loss of many of his sheep and cattle, which would escape in the meanwhile, flying to the mountain; so that, presuming that His Excellency would not have restricted him to the above mentioned small space of twenty arpents, if he had known that it would have injured him so seriously; and it being evident to me, moreover, that by discreetly enlarging his land, no inconvenience could result to any one, as the nearest neighbor below, Antonio Maria Dorval, had located himself at the extremity of the clearings, and a useless interval would remain between them, all which maturely considered, with the proviso of the ratification of His Excellency, I prosecuted the measurement until I reached the point 2, at which the aforesaid clearings terminate; from which enlargement four arpents and two fathoms more than the twenty granted by his aforesaid Excellency, have accrued to the interested party; and at the said point 2, I drew the line marked QRS, perpendicular to those of the measurement which had been executed, in order to separate him from the aforesaid Dorval; but it happened that this line, although exactly perpendicular to the river, deprived him of the little triangle of his clearings comprised between the aforesaid dotted QRS, and the black QTUV, which follows it; besides which, he lost also by the same line the road of four leagues in extent, made by him in order to penetrate through the mountain and cypress swamp, to go to the Atchalafaya and take his cattle from his pens or folds on the side of the Attakapas; considering which, as opposed to the intentions of His Excellency granting the use of the same road, (known by the name of the portage de M. Dauterive,) in order to transmit his orders and other communications to the districts of Attakapas and Opelousas; I proceeded to investigate with the graphometer the point of the aforesaid road, and found that it ran towards the mountains to the southeast, parallel to the direction of the boundaries of the land of the aforesaid Luis Tousson; in the same way I ascertained that the land included in the said triangle was overflowed, marshy, of very difficult cultivation, and useless for any one; from which I inferred that the pretendent ought to be limited by the said road, and so I arranged it, placing in the aforesaid black line of southeast the two limits, T U, both of cypresses; the first one, T, of five feet seven inches in length, by six inches square in thickness, of a foot width at its head or upper end, and rooted in the earth to the depth of two feet eight inches, at thirty-one toises distance from the actual margin of the river; and the second one, U, of five feet and a half in length, and six inches square in thickness, eleven inches in width above, and planted three feet deep in the earth, at thirty —— toises farther back in depth; all as is exhibited in the accompanying sketch or figurative plan (map.)

And in order that all above stated may be confirmed, I give

the present certificate, which I have signed with the aforesaid Commandant Don Louis Dustine, with the interested party Don Juan Antonio Bernardo Dauterive, and with his immediate neighbor below, Don Antonio Maria Dorval; the other neighbor above, Vizente Delphino, having declared that he does not know how to sign his name; all which I certify, on the shore of Iberville, the 12th day of the month of March, of the present year one thousand seven hundred and seventy-two.

(Signed,) LOUIS ANDRY,
DAUTERIVE,
DORVAL,
LOUIS DUTISNE.

Inventory of Claude Trenonay.—Record 31.

From the procès-verbal of the Inventory of the properties belonging to the succession of the late Sieur Claude Trenonay, by the report of the Sieur Valerien Leblanc, then civil and military commander of the post of Pointe Coupée, the following has been extracted; the said procès verbal bearing date the 10th of July, 1793, (page 464.)

Item—A bundle of papers concerning the grant called Dubuisson, and former village of Bayagoulas, in this province.

First—A convention executed before two notaries of Paris, the 2d of October, 1726, between Sieurs Paris Duvernay, De la Garde, and Dubuisson, conjointly, and Pierre Louis Cavallier de Vertenil and François Dubuisson de Montferrier, sole associates and interested parties in the said grant, by which convention Mr. Trenonay de Chamfret is named director of the grant in place of the Sieur de Verteuil, No. 79, and "paraphéd" by us.

Item—A deed of conveyance of the grant called Dubuisson, in favor of the Sieurs La Garde and Dubuisson, for the sum of one hundred and nineteen thousand, three hundred and fifty-seven livres, three sols, the deed of "constitution de rente" in favor of the Sieur Paris Duvernay, executed by Master Sylvestre, Notary in the Châtelet de Paris, under date of the 16th May, 1729. No. 80, and paraphed by us.

Item—A procuration given to the Sieur Claude Trenonay de Chamfret by the Sieur Paris Duvernay, for the purpose of causing account to be rendered to the Sieurs Dubuisson and La Garde of the grant called Dubuisson, under date of the 18th October, 1731. No. 81, and paraphéd by us.

Item—A convention between the Sieurs Paris Duvernay and Claude Trenonay de Chamfret, for the said grant, with the duplicate of this act and of the above procuration, before Master Sylvestre, Notary of the Châtelet of Paris, under date of the 18th October, 1731. No. 82, and paraphed by us.

Item—The copy of the arbitration sentence given by the Sieurs Du Manoir and Dreux of 16th August, 1783, the decree which confirms the said sentence, given the 12th September following,

and accords and puts in possession the Sieur Claude Trenonay de Chamfret, entrusted with the procuration of the Sieur Paris Duvernay of the said grant, circumstances and dependencies. No. 80, and paraphed by us.

Item—The inventory made after the decease of the widow Ozenne, living wife of the Sieur Claude Trenonay de Chamfret, under date of 19th March, 1765. No. 84, and paraphed by us.

Item—The donation made by the Sieur Paris Duvernay to the said defunct, nephew of the Sieur Trenonay de Chamfret, of all the goods and effects, movable and immovable, composing the establishment made in the former village of Bayagoulas, in this province, and at the place of Pointe Coupée, or other environs, in virtue of the grant made originally by the Company of the Indies, together, all the fruits, profits, revenues, emoluments and interests due to the said Sieur Paris Duvernay, the said donation under date of 12th April, 1766, executed before the Notaries of the Châtelet of Paris, Masters Arnoul and Trudon, with the copy of the same act. No. 85, and paraphed by us.

Item—A decree of the Superior Council of this province, which condemns the Sieur Claude Trenonay de Chamfret to render account of all the goods which belong to the Sieur Paris Duvernay, in this colony, to Sieur Claude Trenonay, his nephew, donation of the said Sieur Paris Duvernay, under date of May 2, 1767 No. 86, and paraphed by us.

Item.—The procuration of the Sieur Claude Trenonay de Chamfret to the Sieur Leonard Mazange, executed before Master Benoist, notary of Pointe Coupée, under date of July 25, 1767. No. 87, and paraphed by us.

Item.—The decree of the council which accords to the said defunct the conservative seizure of all the goods appertaining to his uncle, the Sieur Claude Trenonay de Chamfret, under date of July 11, 1767. No. 88, and paraphed by us.

Item.—Another decree of the council, which fixes the residue of the account rendered by the said Sieur Mazange, in the name and as attorney of the said Sieur Claude Trenonay de Chamfret, at the sum of two hundred and two thousand, two hundred and four livres, fifteen sols, for which the said Sieur de Chamfret remained debtor to the said Sieur de Trenonay, holding the said account, and to the payment of which sum he was condemned by the same decree, under date of September 5, 1767. No. 89, and paraphed by us.

Item.—A copy of the arrangement made between the Sieur Claude Trenonay de Chamfret and the above mentioned defunct, his nephew, executed before Master Benoist, notary of Pointe Coupée, the 2d of October, 1767, by which the said Sieur de Chamfret puts the said Sieur, his nephew, in full and entire possession of all that is contained in the inventory made after the decease of the widow Ozenne, his living wife, under date of March 19, 1765, the amount of which is seventy-three thousand three hundred and fifty-two livres, five sols; as well as of the sum of

fourteen thousand four hundred and fifty-six livres, contained in a note of the Sieur Dauterive, under date of September 24, 1765; which two articles, which compose the sum of eighty-seven thousand eight hundred and eight livres, five sols, appertain to the property of the Sieur Paris Duvernay. Moreover, the said Sieur de Chamfret cedes and conveys to the said Sieur, his nephew, the sum of twenty-six thousand five hundred and seventy-five livres, eighteen sols, two farthings, which appertain to the heritage of Mr. Trenonay de la Guillonière, his cousin german; the whole on account of the sum of two hundred and two thousand two hundred and four livres, fifteen sols, of which the said Sieur de Chamfret is the bequeather to his said nephew; the decree of the council of this province endorsed upon the said transaction, under date of 10th December, 1768, which grants the registering of it to the register of the court. No. 90, and paraphed by us.

Item.—The decree of the same council, which condemns the Sieur Dauterive to pay to the said defunct Trenonay the residue of his obligation of fourteen thousand four hundred and fifty-six livres, under date of 6th May, 1769, with the documents in proof. No. 91, and paraphed by us.

STATE OF LOUISIANA, *Parish of Pointe Coupée.*

I, Alphonse Robin, judge of the parish of Pointe Coupée, certify the above extract to be in conformity with the inventory of the late Sieur Claude Trenonay, in the archives of this parish. I certify, moreover, that after having attentively examined the said inventory from beginning to end, I found no other mention in it of papers which might relate to the affairs of the Sieur Paris Duvernay, or to a grant named "Dubuisson or Bayagoulas."

In testimony of which I have signed the present, and affixed my seal of office at Pointe Coupée, this 28th November, 1836.

(Signed) A. ROBIN, *Parish Judge.*

Sale of Widow Dauterive to Bellée.—Record 33.

STATE OF LOUISIANA, *September*, 1776.

In the year one thousand seven hundred and seventy-six, the 10th of December, at 10 o'clock in the morning, appeared before us, Louis Dutisne, commandant and judge of the district of Iberville, Madame, the Widow Dauterive, delivering to us, to have sold and ceded to the person named Bellée, six arpents of land, facing the river, by forty arpents in depth, adjoining, on the upper part, the so-named Vincent Delpinaux, Joseph Ebert, and on the lower part, the lands of the said Mrs. Danterive, for the price and sum of fifty dollars cash, which Madame Dauterive certifies to have received in my presence, of which she holds the said Bellée acquitted, and guarantees to him the said land from all hypothecacation and expense upon the same land, dating from this day, and binds herself to have it surveyed for him at her cost and expense.

Done and given at Iberville, the day and year aforesaid.

(Signed) LOUIS DUTISNE.

Contract of Batisse.—Record 34.

Be it known by this writing, that I, Richard Bare, Irishman by nation, and actual resident of this city, promise and bind myself to construct a mill of double thickness, of two saws to each "valencin," boarded and roofed with tiles, with good foundations; and to cut the wood and the trees which will be necessary for its construction and building; and to provide on my part a workman; and to deliver the said mill, finished and perfect, within four months, which will begin from the fifteenth of this present month, to Don Bernardo Dauterive present and accepting, and to construct it in the part of Bayagoulas which may be designated and pointed out to me; with the condition that the said Don Bernardo Dauterive will give me the provisions which may be suitable for myself and the other man whom I place upon the work; that he will also place, at his own cost, ten other men to cut the timber and other things; and that the said Don Bernardo Dauterive will supply and administer all generally that may be necessary, timber, wood, tiles, iron, nails, saws; without my entering in any way into expense, I giving only my labor with that of the other man whom I furnish; and with the condition that he will be obliged to give and pay me, on the completion of the said work, five hundred and fifty hard dollars, on account of which I acknowledge that I have received seventy dollars, for which I give acquittance; I renounce the proof laws of delivery, the exception of the *non enumerata pecunia* "de lo y demas del caso mediante loqual." I promise to deliver the said mill, well made by the testimony of competent persons appointed on either side for the purpose; and I bind myself to cause it to go the whole season until water is wanting, and to make the suitable repairs to it. And I, Don Bernardo Dauterive, who am present, accept this contract as it is written, and with the inserted conditions, which I hold as repeated; and for its fulfilment, each one, as to what relates to us, bind our goods now owned or to be owned, and give power to the magistrates of H. M. that they may compel us to its fulfilment, with the vigor of a sentence agreed to, passed by authority of an adjudged matter, in regard to which we renounce the laws, tribunals, rights and privileges of our favor and in general, in the form which prohibits it; in testimony of which this writing is made in this city of New Orleans, on the 8th of October, one thousand seven hundred and seventy-three. Witnesses, Don Nicolas Fromentin, Don Luis Liotand and Don Pedro Bertonière, residents of this city, present; and the contracting parties to whom I, the notary, give credence and testify that they signed it.

(Signed) BERNARD DAUTERIVE,
RICHARD BARRY.

Before me— JUAN B'TA. GARIE, *Notary Public.*

Copy in conformity with the original remaining in my office for consultation.

In testimony of which I have signed the present, and affixed to it the seal of my office at New Orleans, the 31st day of the month of January, 1837.

(Signed) LOUIS T. CAIRE,
Notary Public.

Inventory of Madame Claude Trenonay.—Record 35.

From the procès verbal of inventory of the effects of the community which existed between Dame Charlotte Julie Moreau, Widow Ozenne, and the heir, Claude Trenonay de Chamfret, her second husband, the said inventory having been made at the death of the said lady, according to the act and report of Master Benoist, notary, at Point Coupée, under date of 7th March, 1765, has been extracted what follows:

Passive Debts.

The Sieur Trenonay declares that he owes to Mr. Paris, the slaves of the grant of Bayougoulas, and the amount of the effects which were found to belong to the said grant.

STATE OF LOUISIANA,
Parish of Point Coupée:

I, Alphonse Robin, judge of the Parish of Pointe Coupée, certify the above extract to be conformable to the original document in my office.

I certify besides, that the said inventory contains no other mention either of the Sieur Paris Duvernay, or of the Dubuisson, or Bayougoulas grant.

In testimony of which I have signed the present, and affixed to it my seal, at Pointe Coupeé, the 28th November, 1836.

(Signed) A. ROBIN,
Parish Judge.

Procuration of Trenonay, Sr., to Mazange.—Record 36.

Before the Notary of the Jurisdiction of Pointe Coupeé, there resident, and in presence of the undersigned witnesses, appeared in person Sieur Claude Trenonay de Chamfret, ex-judge and sub-delegate at this post, in the name, *and as former attorney of Messieur Joseph Paris Duvernay, Counsellor of State, Intendant of the hotel at the Royal Military School, residing in Paris,* who, in order to comply with the decree of the Superior Council of the Province of Louisiana, under date of the 2d of May last, and with the act (deed) of donation which the said Sieur Paris Duvernay, executed in favor of the Sieur Claude Trenonay, his nephew, by act (deed) on 12th April, 1766, before the notaries at the Châtelet of Paris, duly signified to him, as well as the aforesaid decree by writ of sixteenth February, and of 10th January last. He has constituted as his general and special attorney the person of the Sieur Louis Mazange, patrician, residing in the

city of New Orleans; to whom he gives full and entire power for himself and in his name, to render the account, which he is condemned to render, according to the decree of the aforesaid council, to furnish evidence of the said account, to give such assents as he will judge rightful to the discussions (pleadings) which will be furnished to him, to execute all necessary acts for arriving at the purifications of the said account, and avoiding expense, to consent by deed, which he will cause to be signified to the said Sieur Trenonay, his nephew, to put him in possession of all the effects which remain in his hands accruing from the property entrusted to him by the said Sieur Paris Duvernay, and of which he will give him receipts in his account, and also *of the "reprises" accruing from the alienations of the goods which he made to the said Sieur Paris Duvernay, as also of the "emutation" of establishments which he made at Bayagoulas and at Pointe Coupeé, which he has established for the account of the said Sieur Paris Duvernay, with the negroes and proceeds of those which he had sold belonging to the grant called Dubuisson;* which he is to remit to the said Sieur Claude Trenonay, his nephew, in order to put him in possession of the capitals with which he was entrusted, as well as the interests. The whole, according to the estimate put in the inventory on the 9th March, and following days of the year 1765, re-examination of which will be made by the notary resident at Pointe Coupeé, in consequence to give all necessary deeds, to appear before our lords of the Superior Council of this Province, to make such oppositions "en consentemens" which (as) he will judge rightful and conformable to the present power, to prefer all demands which he may judge necessary for the interests of the said constituting Sieur, to plead, appeal, oppose, chose domicils, carry all judgments and sentences into execution until payment be complete, to compromise, accommodate, arrange, receive, give receipt, to do generally whatever will be proper to be done for the greatest advantage of the said constituting Sieur, and generally to do for him all that he might do in person, without his having need of a more ample and more extended power; promising to approve and ratify all that will be done by the said Sieur, the constituted attorney, as he approves and ratifies from the present time all that he will do by the means of these presents, which will be equal nevertheless to a procuration until express revocation, revoking all other procurations previously given, which will be of no value, wishing that the present may have its full and entire effect, promising, &c., &c., obliging, &c., &c.

Done and executed at Pointe Coupeé the year 1767, the 25th August, before noon, in presence of the Sieurs, Antoine Ricard de Rienter and John Bte. Missonière, witnesses, who have signed with the said Sieur Trenonay de Chamfret and me, the aforesaid notary, after it had been read.

(Signed) TRENONAY CHAMFRET,
MISSONIERE,
RICARD DE RIENTER,
BENOIST, *Notary.*

Copy conformable to the minute in my office.

A. ROBIN, *Parish Judge.*

POINTE COUPEE, *Nov.* 30, 1836.

Agreement between C. Trenonay Chamfret and Claude Trenonay, nephew.—Record 37.

Before the notary of the jurisdiction of Pointe Coupée, province of Louisiana, in presence of the undersigned witnesses, appeared Sieur Claude Trenonay de Chamfret, on one part, resident of Pointe Coupée and former sub-delegate of the "Ordonnateur," and Sieur Claude Trenonay, his nephew, residing, also, in the said place of Pointe Coupée, and donee of the goods of Mr. Paris Duvernay, situated in this colony, who have said that the Sieur Trenonay de Chamfret, having rendered an account of the goods which he had administered and managed, belonging to the said Sieur Paris Duvernay, to his nephew, the donee, and that on the process in rendering account, which was pending before the superior council of this province of Louisiana, a decree was issued the 5th of September last, by which the said Sieur Trenonay is found behindhand in his accounts, and indebted to his said nephew in the sum of two hundred and two thousand two hundred and four livres fifteen hundred sols; to the payment of which sum the renderer of account has been condemned, and to remit to the owner all the titles, papers, books, journals, concerning the possession, as well as the administration of the goods belonging to Mr. Paris Duvernay; and also to put him in possession, as donee of the said Sieur, of all the goods, "homs raisons," and actions, concerning the property of the said Sieur Paris Duvernay, in order of himself to enjoy and dispose of all property at his pleasure, in his quality of donee in fact.

That in the account which the said Sieur de Chamfret has passed in debt and credit, all the goods which are comprised in the inventory of 7th May, 1765, and following days, *he has given, besides* "en reprise" *an obligation of the Sieur Dauterive, for the sum of fourteen thousand four hundred and fifty-six livres, for value of the payment of the sale of the habitation of Bayougoula, comprised in the donation;* that the parties desiring to terminate and execute the decree of the council, the Sieur Chamfret has said, that for the present it was impossible for him to comply entirely with the sentences pronounced against him; that, nevertheless, in order to begin to execute the said decree, he has put the said Sieur, his nephew, in possession of all the goods contained in the said inventory; and the said Sieur Claude Trenonay, nephew, acknowledges by these presents, that he is in due, full, and entire possession of all contained in the same, amounting to the sum of seventy-three thousand three hundred and fifty-two livres five sols; the said Sieur Trenonay, nephew, acknowledges, besides, that he is in possession *of the sum of fourteen thousand four hundred and fifty-six livres, contained in the note of Sieur Dauterive, under date of 24th September*

1765, the which two articles compose the sum of eighty-seven thousand eight hundred and eight livres five sols contained in the two chapters of expenses of the said account, *the said Sieur Trenonay de Chamfret declaring that the sums which he has just remitted to his said nephew, appertain to the goods of the said Sieur Paris Duvernay*, and that it is all that he possesses in this colony; but that having by an inheritance from Mr. Trenonay de la Guilloniére, his consin-german, captain in the regiment of the Toulouse cavalry, deceased at Paris, a capital to the amount of twenty-six thousand five hundred and seventy-five livres and eighteen sols two deniers, he has made over and makes over to his nephew, (here follows a line almost entirely effaced, and which can't be deciphered,) eighteen sols two deniers, as well as the interests of the said succession given and made over in the same way, to enjoy it in full proprietorship on account of the sums which the said Sieur de Chamfret owes to the said Sieur, his nephew; the said Sieur de Chamfret giving up all proprietorship in the said inheritance, and giving seizin of it to his said nephew, Claude Trenonay, by means of which payment he will have taken off from the aforesaid sum, two hundred and two thousand two hundred and four livres fifteen sols; and the said Sieur Trenonay de Chamfret binds himself to make over to his said nephew the sum remaining due to him as soon as possible; and the said Sieur Trenonay, nephew, remains in possession of all the goods delegated to him above, and of the other parts, for thus the parties have willed and consent, wishing that a copy of these presents be registered and inserted in the record where needful, giving power to do it to the bearer of the copy itself, promising to approve it all, for thus, &c., &c., promising, &c., making over, binding, &c., hypothetically, &c.

Done and executed at the said place of Pointe Coupeé, the year 1767, the 12th October, before noon, in presence of the Sieurs Antoine Ricarde de Rientor and Jean Bte. Missonière, witnesses residing there, who sign with the said Sieurs de Trenonay, and me, notary aforesaid, and undersigned after reading, made according to the ordinance.

(Signed) TRENONAY CHAMFRET,
TRENONAY,
RICARD DE RIENTOR,
MISSIONIERE.

BENOIST,
Notary.

Copy conformable to the minutes on the record in this parish.

A. ROBIN,
Parish Judge.

POINTE COUPEE, 30th November, 1836.

Inventory of effects of the Late Sieur Trenonay de Chamfret.—Record 39.

The year one thousand seven hundred and sixty-nine, the eighth day of the month of March, two o'clock in the afternoon, and at the request of the Sieur Claude Trenonay, we, Pierre Ricard, judge and sub-delegate in the jurisdiction of Point Coupée, transported ourselves to the house of the late Claude Trenonay, his uncle, to make an inventory of the clothes, garments, and linens, of the late Sieur Trenonay, which have been estimated by Jean Bte. Missonière, present bailiff of this said jurisdiction, in reference to the present time, at which estimate we will proceed as follows:

Thirty shirts, to wit: of "toile royale," trimmed with muslin "à feston," good and bad, estimated one with the other at two francs apiece, making the sum of three hundred and forty livres - - - -	340 00
Nine shirts of Flemish linen, with embroidered trimmings, estimated one with the other at fifteen francs apiece, making the sum of one hundred and thirty-five livres - - - - - - - -	135 00
Sixteen do. of toile royale, trimmed with plain batiste, good and bad, estimated at seven livres ten cents one with the other, which makes the sum of one hundred and twenty livres - - - - - -	120 00
Five night shirts of toile de morlais, estimated at five livres apiece, makes the sum of twenty-five livres -	25 00
Six large pair of polonaise breeches with two of cotton, good and bad, estimated one with the other at six livres and five sols, makes the sum of fifty francs - -	50 00
A new beaver hat, estimated at twenty-five livres -	25 00
Two dozen neck handkerchiefs, estimated together at the sum of one hundred francs - - - - -	100 00
A gold watch, estimated at the sum of four hundred francs - - - - - - - -	400 00
A case, mounted with silver, "formant a' la f," containing four razors, and its covering a mirror, a comb with a hair extractor, estimated at the sum of fifteen francs	15 00
A sword, with massive silver hilt, together with a leather belt embroidered in silver, estimated at the sum of fifty francs - - - - - - -	50 00
Three pairs of silver buckles, one pair for shoes and the two others for garters, a *porte-col* of silver, two pairs of sleeve buttons, the whole estimated at the sum of twenty-five livres - - - - - -	25 00
Nineteen pairs of stockings, ten of them of grey thread, eight of white cotton, and one of silk, estimated together at the sum of thirty francs - - - -	30 00
Eleven small towels for the beard, estimated at twenty sols each, makes the sum of thirteen livres fifteen sols	13 15

Fourteen pieces of stomachers and one piece of cotton g r ering, estimated at the sum of nineteen livres fifteen sols - - - - - - -	19 15
Six vests of white cottonade, with a *vauerase de sircasse*, estimated together at the sum of a hundred francs -	100 00
Twenty-four cotton caps, trimmed with lace, estimated together at the sum of thirty francs - - -	30 00
A *juste au corps* of black cloth, vest and breeches, estimated at the sum of forty francs - - -	40 00
A blue *bijapson*, with breeches to match, estimated at the sum of forty francs - - - -	40 00
A coat of violet cloth, vest, and two pairs of breeches to match, gold buttons, lined with silk, estimated at the sum of sixty francs - - - - -	60 00
A juste au corps vest and breeches of mixed silk and cotton stuff, estimated the whole together at the sum of twenty-five livres - - - - -	25 00
One coat of *fowde*, vest of cloth, with a pair of red breeches, estimated at the sum of twelve livres ten sols - - - - - - -	12 10
A coat, vest and breeches of silk, together at the sum of twelve livres ten sols - - - - -	12 10
A bad beaver hat, estimated at forty sols - -	2 00
A wardrobe of walnut wood, with two doors, shutting with a key, estimated at fifty francs - - -	50 00
	1,718 00

And the said day, 8th March, 1769, before me, Pierre Ricard, judge and sub-delegate, in the jurisdiction of Pointe Coupée, appeared Sieur Claude Trenonay, who, after making oath, said and declared that he had no other effects belonging to the succession of the late Claude Trenonay de Chamfret, his uncle, than those mentioned in the present inventory, amounting to the sum of seventeen hundred and eighteen livres and fifty sols; of which declaration he has required record to be given to him, and to the said Sieur Trenonay signing with us, the bailiff, appraiser, and us the register and notary, with

(Signed,) TRENONAY,
RICARD,
MISSONIERE.

BENOIST,
Notary and Register.

To Mr. Ricard, judge and sub-delegate of the *Ordonnateur* of the post of Pointe Coupée, Monseiur is supplicated humbly by Claude Trenonay, who says, that being entrusted with some moveable effects belonging to the succession of the late Mr. Trenonay de Chamfret, his paternal uncle, he would desire for reasonable purposes to establish their value by a judicial act, and finally the

suppliant concludes by requesting that you will be pleased, sir, to direct an inventory to be made of the effects above mentioned, at the day and hour which it pleases you to designate by ordinary act, and

TRENONAY.

Let it be done, as is requested, on the 8th of the present month, at Pointe Coupée, the 3d March, 1769.

RICARD.

Copy conformable to the minute in my office.

A. ROBIN,
Parish Judge.

POINT COUPEE, *5th December*, 1836.

Affidavit of Jn. Bte. Degruys.—Record 41.

In the parish of Jefferson, State of Louisiana, 22d August, 1836, and sixty-first year of Independence of the United States of America, before me, Francis Joseph Enoul Dugué Livandais, parish judge, and in presence of the witnesses hereafter named and undersigned, personally appeared the Sieur Jean Baptiste Degruys, who having been duly sworn, deposed that he was born at New Orleans, in 1750, and that he has always inhabited Lower Louisiana; the deponent knew well the late Antoine Bernard Dauterive, who had been a captain in the French service, and who died at Plaquemines, in 1775. Dauterive had considerable estates in Lower Louisiana; he had one estate of four leagues fronting the Mississippi, which was called the estate of Bayougoulas, and which extended from Bayou Plaquemines to Bayougoulas, and perhaps farther; this estate is in what at present forms the parish of Iberville; Dauterive had bought it from Trenonay, a rich inhabitant of Pointe Coupée, who had maintained establishments there and a cowpen, before selling it to Dauterive. Dauterive had a cowpen at Barrataria, which he sold in 1768, after which he went and established himself upon the land bought from Trenonay. The deponent heard it said very long ago, that the title of Trenonay came from an old French grant; this title was limited in its depth by the Atchafalaya; when O'Reilly arrived in Louisiana, he abitrarily reduced many large grants, and among others, that of Bayougoulas; after this reduction had no more than about forty-four arpents front. Dauterive resided many years at Bayougoulas, where he had a cowpen and establishments; he made frequent journeys to the city and to the Attakapas; he had made a road in the lower part of his land, which extended in depth to the Atchafalaya, and which he used to go to the Attakapas, and to bring his cattle from it; there was near the road a barrier, which followed for a certain distance the Bayougoula.

The deponent himself has only followed this barrier about forty arpents, but he has learnt from his negroes, who were in the habit

of hunting in those places, and especially from a man named Sennant, that this barrier was very long, and extended to the Atchafalaya; at the epoch of his death, in 1775, Dauterive resided at Plaquemines; he wished then to establish a sawmill near the Bayou *Grosse tête;* after his death his widow continued to reside at Plaquemines, and when the Governor Galvez made a journey to the parishes on the upper part of the river, the church of Iberville was consecrated, and Galvez was the god-father, and Madame Dauterive the god-mother, of the church; it was perhaps about a year and a half before the expedition of Baton Rouge, which took place in 1779.

The deponent resided at that epoch in the Attakapas; in 1778, the widow Dauterive went to live in the Attakapas, where she had relations; the 4th May, 1779, she was married to the deponent. The widow Dauterive had four children by her first marriage; viz: Antoine Bernard Dauterive, who, at the epoch of the marriage of the said widow with the deponent, was 14 years old, Louis Vecomines Dauterive, who was 12 years old, Marigny Dauterive, who was 6 years old, and Dubrielet, the youngest, who died early (under age.)

After his marriage, the deponent wished to go and reside on the estate of Bayougoula, but his wife would not consent to it; she did not like that place which seemed to her too lonely, and she feared especially the tigers, which are there in great numbers.

To derive some advantage from this estate, the deponent and his wife agreed afterwards with the Governor, to have ceded to them the front of this land by forty arpents in depth, and to build there two hundred cabins at $100 the cabin; the government had then the intention to form a village in that place.

In execution of this arrangement, the deponent went with 12 negroes and 12 negresses, and a white steward, named Pradier, to Bayougoulas, to construct those cabins. He began by repairing the dwelling-house in which Dauterive had lived; afterwards he prepared stakes for 50 or 60 cabins. The Governor sent an engineer to measure the distances between the cabins, but the deponent cannot recollect if it was Mr. Andry or another.

This place has been long known by the name of village ———. About this time, the Governor Galvez made an appeal to the inhabitants of the province, to follow him in the expedition against Baton Rouge; many inhabitants complied with it. The Attakapas sent three companies, and the deponent was of the number: he left then the steward Pradier and the negroes at Bayougoulas; after the expedition of Baton Rouge, the views of the Governor were changed; when the deponent contracted for the erection of the cabins, it was said that they were destined to receive families who were expected from Spain, but later, Galvez directed his attention principally to the establishments of Galveston, of the New Iberia, of Valenguela, &c., &c. It was then signified to the deponent to cease making the cabins, the Governor having renounced the project of colonising that place, and he was only paid

for twenty cabins which he had finished, and nothing for the stakes which had been prepared for 30 or 40 cabins more; the Governor then placed a keeper of those cabins upon the land, and the deponent, after having returned for a short time to the Attakapas, followed again Governor Galvez against Mobile and Pensacola.

The deponent knew the keeper of whom he has just spoken; lived with his wife at Bayougoulas. Some years later, the former caused families to be placed on that land. The Governor did not fulfil his contract with the deponent and his wife; the agreement was that they would cede forty arpents front with the ordinary depth, and would build two hundred cabins, at $100 the cabin, which would have made $20,000. But the Governor never paid them but the price of the twenty finished cabins, and nevertheless kept the land. The deponent and his wife would not have consented to this bargain if they had not thought that with the labor of a dozen of negroes during eighteen months or two years they might have made $20,000, and it is precisely because they counted upon a considerable number of cabins to make, that they put no price upon the lands; they would not have given the land and the twenty cabins for $2,000, which is all that the deponent received from the government; the deponent was of opinion that the Governor had violated the contract when he caused him to be told not to make the cabins, and wished to ask that it should be annulled, at least as to the land, but his wife dissuaded him from it, thinking that he could not contend successfully with the Governor; nevertheless, in this contract with the government the deponent and his wife never made any disposition as to the depth of the land; this depth was considerable, and extended to the Atchalafaya; the land of Dauterive, after its reduction by O'Reilly, had more than forty-four arpents front and opened 90°; it was said then that the upper line traversed the Bayou grosse tête, but those places were then very little known, and almost impracticable.

The cattle that went from the Attakapas to New Orleans then took generally the road of Dauterive; this was also the route commonly followed by travellers, especially when the waters were low; it was only the death of Dauterive, and towards 1791, that a man named Blake made a road along the Bayou Plaquemines, which afterwards was frequented by cattle; before the death of Dauterive, people went to the Attakapas only by the road of Dauterive, and by the Atchafalaya, which was not yet closed by obstructions.

Upon this road there was a hillock made by the savages, not far from the river, which ought still to be there if it is not fallen down. At the time the deponent was working there, there was only a very small mound made by Dauterive, perhaps one foot or fourteen inches high; this land was very elevated, and an extra-

ordinary rise was requisite to bring the waters up to the mound, but it crumbled away considerably.

Under the Spanish Government these lands were considered of very little value, and the deponent never occupied himself with this reclamation, for at the epoch of the change of government the children of Dauterive were already grown, and it was they whom these matters concerned.

The witness had had in his house some papers which had belonged to Dauterive, and amongst others the survey of the lands of Bayougoulas, made by Andry, the surveyor of the Government, and as well as he can recollect, it seems to him that there was also a sale of this land by Mr. Trenonay to Dauterive; he is, however, not positive as to this last fact; but it was perfectly and generally known in the colony that Trenonay had sold this land to Dauterive.

The young Dauterives took no steps to arrange this affair until Marigny Dauterive applied to Mr. Livingston. Mr. Livingston instituted many suits against the individuals of a portion of this land, but soon left for Washington; the old inhabitants of Louisiana were often very negligent in regard to their reclamations for land. The deponent has himself lands, the titles of which were only confirmed last year, although he has owned them since 1792. The wife of the deponent died in 1811; the four children of Dauterive named above are all dead; Dubouclet died under age, Marigny Dauterive died in 1828 without children, Antoine Bernard Dauterive died in 1812 or 1813, leaving four children, still living, viz: J. B. Dauterive, Valierè Dauterive, Elemore Dauterive, wife of Auguste Richard, all three of the parish St. Martin, and Adelaide Dauterive, widow of Jedes Noel, of the parish of Iberville.

Louis Decomine Dauterive died in 1814, leaving four children, all living, viz: Theodule Dauterive, Virginie Dauterive, wife of Louis Bouligny, and Fenelle Dauterive, wife of Felix Delery, all three of Jefferson Parish, and Pauline Dauterive, wife of Samuel Logan, of St. Charles parish.

The deponent knows all the persons whom he has just named from their childhood.

The deponent adds, that there is in the city an old negro named Gregory, who belonged to the late Bernard Dauterive, and to his widow, until the death of the latter in 1811. He was the house and confidential servant of the family; he is intelligent and has a good memory, having always been with Bd. Dauterive, he still remembers many circumstances relative to the land to which this affidavit refers.

Of which act made and executed in the office in the aforesaid parish, the day, month and year as above, in presence of Messieurs Louis Alexandre Harang, Theodore Turaud, and François Joseph Laizer, competent witnesses summoned to the number of three, on account of the blindness with which the Sieur Degruys,

the deponent, is afflicted, who have signed with the deponent and the aforesaid judge, after reading.

(Signed.) J. B. DEGRUYS,
TEODE. TURAUD,
L. A. HARANG,
FRANCOIS JOSEPH LAZIER,
F. DUGUE, *Judge.*

I certify the above copy to be conformable to the original which remains in my office for reference.

In testimony of which I have signed these presents, and affixed to them the seal of my office, in the Parish of Jefferson, this 8th December, 1836.

F. DUGUE, *Judge.*

Record 45.

Don Luis de Unzaga y Amezaga, Brigadier of the Royal Armies, &c.: Considering the antecedent labors performed by the 2d Adjutant of this post, Don Luis Andry, commissioned for the survey of the coast of Iberville, upon the possession which has been given to Vicente Delpino, of six arpents of land fronting the river Mississippi, in the aforesaid coast, with the ordinary depth of forty, bounded on the upper part by the habitation of Blaz Brazeux, and on the lower by that of Don Juan Anto. Bernardo Dauterive, and recognizing that it is regulated according to the law of survey, and to the grants of the aforesaid neighbors, without any injury being caused to these, or any complaint made by them, and with their consent, as their assistance at said operations prove, approving of them as we approve them: Using, &c. New Orleans, 11th of June, 1774.

DON LUIS DE UNZAGA Y AMEZAGA.

By order of his Lordship:

DON. JPH. FOUCHER.

Don Luis de Unzaga y Amezaga, Brigadier of the Royal Armies, &c.: Considering the antecedent labors performed by the 2d Adjutant of this post, Don Luis Andry, (commissioned for the demarcation of the coast of Iberville,) upon the possession which has been given to Antonio Maria Dorval, of ten arpents and six toises of land fronting the river Mississippi, on the aforesaid coast, with the ordinary depth of forty, bounded on the upper part by the habitation of Don Juan Antonio Dauterive, and on the lower by the vacant lands, and recognizing it to be regulated according to the law of survey, and to the grant of the aforesaid neighbor, without any injury being caused to him, or any complaint made by him, and with his consent, as his assistance at said operations proves, approving them as we approve them: Using, &c. New Orleans, 7th June, 1774.

DON L. DE U. Y AMEZAGA.

By order of his Lordship: DON J. FOUCHER.

Record 46.

No. 406. COUNTY OF ACADIA, *April* 4, 1808.

To Mr. Michael Cantrelle, deputy, charged with the registry of lands for the counties of Acadia and Iberville:

Joseph Hebert, an inhabitant of the county of Iberville, addresses to you, conformably to the law of Congress, the titles and acts of sale of the lands which he possesses in the said county, praying you to register them in the forms prescribed by the said law.

He has the honor to be, your very humble servant,

(Signed) J. L. KOIVEAU, for his brother-in-law,
JOSEPH HEBERT.

By a certificate of Mr. Louis Dutisné, Commandant of the District of Iberville, under date of 25th August, 1773, it appears that the habitation of the Sieur Vicente Delpino, of six arpents front by forty deep, has been sold to the Sieur Joseph Hebert, whose plan and procès-verbal of survey of the said land are hereafter detailed.

Record 47.

Don Louis Andry, lieutenant of infantry and second adjutant of the post of New Orleans, commissioned by his Excellency, the Governor General of this province of Louisiana, for the survey of the occupied lands in the district mentioned:

I certify to have measured, to-day, the fourteenth of the month of February of the current year, one thousand seven hundred and seventy-two, in behalf and in presence of the named Vicente Delpino, in the district of Iberville, upon the right bank of this river, Mississippi, (assisted by the commander of the district aforesaid, Don Louis Dutisné, and witnessed also by the two most immediate neighbors of the interested party aforesaid, who will designate themselves below,) the quantity of six arpents of land, fronting on the aforesaid river, upon the two dotted lines of the plan which is registered and heads this report—parallel one to the other, and perpendicular to the black line of the right—that is, to that of the two contiguous, A B; which land borders on the upper part upon that of Blaz Brasseux, and on the lower upon that of Don Juan Antonio Bernardo Dauterive; from which last it is separated by a strait, which appears to extend in depth to the northeast, (parallel to the line of the above limits,) and serves as common boundary with the aforesaid Mr. Dauterive; the line above, bordering on the aforesaid Brasseux, runs into the mountain to the northeast, and upon it I have caused to be planted the two landmarks A B, both of stakes of cypress; the first, A, of five feet and ten inches in height, and five and a half by six inches square, sharp pointed, by one foot at its head or upper end, and with rough outside below, railed three feet deep in the earth, at an arpent or thirty toises distant from the actual margin of

the river; and the second, B, of six feet in height and six inches square, with the same point and outside as described for the antecedent one; punctured and planted two feet and a half in the earth, at twenty-four toises farther back in depth; the whole as is laid down in the accompanying plan. Upon the line which is to separate Mr. Dauterive from the interested party, no landmarks whatever have been placed, the channel of the bayou mentioned having been taken as a limit; which, for the said purpose, will serve as a common boundary between the two aforesaid estates, although in its course it has two or three turnings of small consequence, which has so been determined with the idea that it may serve to the bayou aforesaid as a common canal for both habitations to get their wood from the mountain when opportunity offers.

And in order that all above stated may be patent, I give the present certificate, which I have signed with the above named commandant, Don Louis Dutisné, and with the aforesaid Don Juan Antonio Bernardo Dauterive, the interested party, Vicente Delpino, and his other neighbor, Blaz Brasseux, having declared that they do not know how to write; to all which I testify.

Done ut Supra, at the coast of Iberville.

(Signed) LUIS ANDRY.

Nevertheless, as far as relates to the bayou in the above stipulation, Mr. Dauterive and Delpino have agreed between themselves, that in case the said bayou, instead of following directly in the principal part of its course, the direction of the northwest, should incline more towards the east, that is upon the grant of the aforesaid Mr. Dauterive, his canal and the use of it should remain the property of the latter; its community or common use being only to be understood in case (saving the turnings) the aforesaid stream should run in depth parallel to the line of the two landmarks A and B; to which parallel the aforesaid Delpino must be reduced on the lower part.

(Signed) LUIS ANDRY,
LUIS DUTISNE,
DAUTERIVE.

Record 48.

Don Luis de Unzaga y Amezaga, Brigadier of the Royal Armies, Governor, Intendant and Inspector General of this province of Louisiana, &c.: Considering the antecedent labors performed by the Second Adjutant of this post, Don Luis Andry, commissioned for the survey of the coast of Iberville, upon the possession which has been given to Vicente Delpino, of six arpents of land fronting the river Mississippi, on the aforesaid coast, with the ordinary depth of forty, bounded on the upper part by the habitation of Blaz Brazeux, and on the lower by that of Don Juan Antonio Bernardo Dauterive, and recognizing it to be regulated according to the law of survey and to the grants of

the aforesaid neighbors, without any injury being caused to these, or any complaint made by them, and with their consent, as their assistance at said operations, approving them as we approve them; using the faculty which the King has conceded to us, we grant, in his royal name, to the aforesaid Vicente Delpino, the aforesaid six arpents of land, fronting with the depth of forty, to dispose of and enjoy them as his own, conforming to the arrangements mentioned, and observing the conditions provided in the regulation of the business. We give the present, signed by our hand, sealed with the seal of our arms, and countersigned by the undersigned Secretary of this Government.

New Orleans, eleventh of July, one thousand seven hundred and seventy-four.

(Signed) LUIS DE UNZAGA Y AMEZAGA.

By order of his Excellency.

(Signed) JOSEPH FOUCHER.

Registered in the book of grants, in this department of the Government, under my charge, page 284.

New Orleans, done ut supra.

(Signed) FOUCHER.

(Signed) MICHAEL CANTRELLE.

Record 49.

Ferdinand V. Potier, authorized by his Excellency William C. C. Claiborne, Governor of the Territory of Mississippi, to limit and survey again in the province of Louisiana and island of New Orleans, residing in the city, finding himself actually in the District of Iberville, and in the house of Mr. Pierre Bell, Commandant, we transported ourselves, at the requisition of Mr. Charles Brand, for the purpose of limiting and surveying again his land of six arpents, some feet, and place boundaries for him between Joseph Hebert and himself, which boundaries existing no longer, and that he had proposed to Mr. Joseph Hebert to put down and give him a boundary, which he had refused, and was, by order of the Commandant, obliged to appear and explain his reason, which was done before us; having presented his plan of survey by Mr. Andry, surveyor, and it was publicly recognized that the " lisiere de profondeur " running S. E. and N. W., that it was parallel; that Mr. L. Andry had given him, according to his plan, for boundary, a little bayou, which was to run parallel to the line above; and that, on the contrary, his parallel line would be drawn, which was explained to the Sieur Hebert, who replied that he adhered to his title, and that he could not help limiting the person making the requisition as by right. That person having besides requested us to divide his land, which he devises from the property of the late Bely Beret, sold at public auction, and that the said sale was deposited in the archives of Iberville.

To give three arpents and six feet of it to his brother, having sold him a portion by deed, deposited in the registry office of this

district. To comply with his requisition and limit according to his title, we have caused the Sieur Hebert to be publicly directed to be present at the survey and give his boundaries, to which he replied, that they might proceed, that the public road was free, and that he adhered to his titles, upon which we have been accompanied by the undersigned, and many others, to establish the boundaries on the upper part, between the Sieur Hebert and the Sieur Hipolite Dupuis, marked upon our plan A. and B., distant from the river one arpent, six feet and two inches. Upon which boundaries having placed our graphometer, we ascertained that they were S.E. and N.W., conformably to the plan of Mr. Andry, which had been presented to us by the Commandant, Mr. Belly, in presence of the requisitioner, &c.

Afterwards, to divide the land, he opened the front N. E. and S. W., measuring three arpents; we placed a distinguishing stake containing our measure, the space of three arpents twenty-one feet six inches. We ascertained the boundaries FG, between the requisitioner and Pierre Joseph Landry; upon which having placed our graphometer, we ascertained them to run N. 5° 8′ W, which makes 5° 30′ of opening; upon which opening the Sieur Charles Brand and the Sieur Louis Brand agreed that Mr. Louis Brand should be limited to three arpents six feet, and that he gave to him two degrees of opening. Returning to our "piquet de remarque," we measured six feet and opened the "lisière" hh, 7° W. and placed at one arpent, thirty feet from the river, a limb marked H. From the same, measuring an arpent, we placed a similar limb marked J, of cypress, "a ecquarie," diamond headed, and to mark the depth, where we have terminated our operation without any opposition whatever, presence of the witnesses undersigned, who, with us surveyors, have signed the minute.

Done and executed the 1st of April, 1805.

CHARLES BRAND,
LOUIS BRAND,
T. P. LANDRY,
MAURIN DOUILE,
ARCENE BRAND,
JEAN LEBLANC,
GARRIQUE FLANJAC,

PORTIER, *Surveyor.*

Deed.—The year 1776, the 10th December, appeared before us, Louis Dustine, commandant and judge in the district of Iberville, parish of St. Gabriel, Madame, the widow of Dauterive, declaring to us to have sold, ceded, and conveyed to the Sieur William Barette, inhabitant of this district, six arpents of land fronting the river, by forty arpents in depth, beginning from the boundary of the Sieur Joseph Hebert, formerly to the Sieur Vincent D'Elpinau; the six arpents in descending, and the said land accruing from the land of Bayougoulas, for price and sum of fifty dollars, which Madame Dauterive certifies to have received in

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cash, in our presence; and for which she gave receipt; and she renounces for hers present and to come; guarantees the said land from all hypothecation and from all expense, for the parish, up to this date; and she binds herself to have the said land surveyed at her expense.

Done and executed in our house of command, the day and year above.

MONTAN DAUTERIVE,
LOUIS DUTISNE.

Deed.—Record 50.

To-day, the 24th November, 1787, at the requisition of Françoise Lamarre, widow of William Barret, having asked us in order to secure the goods of the children of the defunct, with the approbation of Joseph Roth, their guardian, to have sold by adjudication to the highest offerer and last out-bidder, the habitation situated upon the left bank in ascending the river Mississippi, containing six arpents front and ordinary depth, placed between the habitations of the Sieur Charles Hebert and Joseph Hebert, with the term of a year to count from the last December of this present year: in consequence advertised it and made publication three consecutive Sundays, and no one presenting himself who offered more for it than the Sieur Joseph Brand, for his brother Charles, to whom it has been adjudged in last resort for eight hundred dollars, which he promises and engages himself to pay at the term above stipulated, the two brothers engaging themselves one for the other with their goods present and to come in solido.

In testimony of which they have signed with those interested as witnesses, the same day and year as above.

his
CHARLES ⋈ BRAND,
mark.
his
JOSEPH ⋈ M. BRAND,
mark.
FRANCOISE LAMARRE,
JOSEPH ROTH, *as party and guardian.*
PIERRE BELLY, *Witness.*
THOMAS BERWICK,
NICHOLAS DE VERBAIN, *Commandant.*

Survey.—Record 50.

I, Don Vicente Pintado, second surveyor of the province of Louisiana, certify to have surveyed again in behalf of and in presence of Juan Le Blanc, and with the assistance of Simon Le Blanc y Francoise Xavier Boudreau, an immediate neighbor, a piece of land of five arpents eight feet and six inches front, which, with ordinary depth upon the dimensions of the plan, make three hundred and thirty-three arpents two hundred and seventy-five

toises twenty-two and a half feet square, measured with the Paris perch according to the custom of this colony; which land situated in the district of Iberville and upon the right bank of the river Mississippi, bordering upon the aforesaid neighbors designated in the plan, and comprised in the forty arpents of Mr. Dauterive, which were destined for the establishment of the Acadian families, the said Juan Le Blanc possesses, cultivates, and peacefully enjoys since that time and without interruption of his peaceful possession, according to the declaration of his neighbors, who made no reclamation whatever at the time of the acknowledgment of the ancient landmarks still existing, but on the contrary unanimously assented to them; of which landmarks, those found upon the upper dividing line between the interested party and Simon Le Blanc, and marked with the letters, (A and B,) are of cypress wood; the first at four toises from the actual bank of the river, and the second at seventeen toises four feet distant from the first, in the direction of the north, 77° 18′ by compass, this carrying seven degrees to the northeast.

Those found upon the lower shore are of the same wood; the first (C.) at twenty-eight toises five feet from the bank of the river; and the second (D.) at twenty-eight toises and one foot farther inwards, in the direction of 86° 18′ W. by the same compass, widening or opening itself nine degrees with the upper line. All which operations were made according to the commission of the first Surveyor General of this province, Don Carlos Trudeau.

In testimony of which I give the present which I sign, the neighbors having declared that they do not know how to write.

In the district of Iberville, 16th June, 1796.

VICENTE PINTADO,
VISADO,
CARLOS TRUDEAU, *Royal Surveyor.*

Patent.—Record 51.

Don Francisco Louis Hector Baron de Carondelet, Knight of the Religious Order of San Juan, Field Marshal of the Royal Armies, Governor General, Vice Protector Royal of the Provinces of Louisiana and Western Florida, and Inspector of the regular troops and militia, &c.:

Considering the antecedent labors performed by the second surveyor of this province, Don Vicente Pintado, and examined by the Surveyor General of it, Don Carlos Laveau Trudeau, upon the possession which has been given to Juan Le Blanc of the quantity of five arpents eight feet and six inches of land in front, with the ordinary depth of forty, situated in the district of Iberville, upon the right bank of the river Mississippi, bordering on one side upon the lands belonging to Simon Le Blanc, and on the other upon the (lands) of Francisco Xavier Boudreau, as the figurative plan which precedes shows, and recognizing them to be regulated according to the laws of surveying and to the grants of the afore-

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said neighbors, without any injury having been caused to these, or any complaint made by them and with their consent, as his assistant at said operations proves, approving them as we approve them; using the faculty which the King has conceded to us, we grant, in his royal name, to the aforesaid Juan Le Blanc, the aforesaid five arpents eight feet and six inches of land in front, with the depth of forty, situated in the plan already indicated, to possess and dispose of, conforming himself to the aforesaid arrangements, and observing the conditions provided in the regulations of the business.

We give the present, signed with our hand, sealed with the escutcheon of our arms, and legalized by the undersigned, Secretary of this Government.

NEW ORLEANS, *July* 20, 1796.

H. E. THE BARON DE CARONDELET.

By order of His Excellency:

ANDRES LOPEZ ARMESTO.

Pierre Belly ,Judge of the County of Iberville, of Orleans, certifies and attests, that Dominique Dominguez is proprietor of, and occupies a habitation situated in this county, upon the right bank of the river Mississippi, bounded on the upper part by the lands of Jean Le Blanc, and on the lower by that of Honoré D'Aigle, composed of two arpents, a hundred feet and three inches of land fronting the said river, with the depth of forty arpents, the same which he bought of Jean Longuéssée, the 28th February last, and the latter had the proprietorship of it, from having received it from his father-in-law, Jean Le Blanc, when he married Marie Rose Le Blanc, his daughter, according to the contract of 5th January, 1802, and the same Jean Le Blanc had had the grant of it, with two arpents, one hundred feet, eight inches of land front more, according to the titles of five arpents, one toise, two feet, six inches, which were granted to him the 20th July, 1796. And in order that that appear—I deliver the present in the aforesaid County of Iberville, the 24th November, 1806.

PIERRE BELLY.

Survey.—Record 52.

I, Don Vincenté Pintado, second Surveyor of the province of Louisiana, certify to have surveyed again to-day, the day of the date, in behalf of and in presence of Joseph Eury, and with the assistance of Juan Bta. Lambrémont and Pedro José Landry, immediate neighbors, a piece of land of five arpents and twenty-eight toises, five feet, fronting the river Mississippi, with the ordinary depth, containing, in all its superficies, three hundred and sixty-six arpents, forty-three toises, and thirty feet square, measured with the Paris perch, according to the custom of this province; which land, situated in the district of Iberville, upon the right bank of the Mississippi, and bordering on the aforesaid

neighbors, forming part of the grant of Mr. Dauterive, which was destined for the establishment of the Acadian families of France, the above named Joseph Eury cultivates, possesses, and peacefully enjoys, without interruption from the said epoch, as father of one of the aforesaid families, without having obtained as yet the title of grant in form, the said land being marked off by the Surveyor-General of this province, according to the declaration of the interested party and neighbors, who found nothing to say against it, but agreed and acknowledged them to be his true ancient dividing lines, with which unanimous agreement I proceeded to examine his directions, and found at the upper dividing line, between the interested party and Pedro Joseph Landry, N. 57° 13′ W.E. of the compass, this varying seven degrees to the N.E., the landmarks (A. B.) being of cypress wood, the first, four toises and a half from the actual bank of the river, and the second, at eighteen toises and one foot farther inwards. The lower dividing line between the said interested party and Juan Bautista Lambrémont, runs to the N. 66° 30′ W. by the same compass, widening towards its depth by 9° 17′, the landmarks (C. D.) being of the same wood; the first, at four and a half toises from the actual bank of the river; the second, at nine toises and five feet farther inwards. All which operations have been performed with the consent of the Surveyor-General, Don Carlos Trudeau, and in virtue of his permission: in testimony of all which, I give the present, with the figurative plan which proceeds without being signed by the neighbors, they having declared that they do not know how to write, the witnesses being Simon Le Blanc, Juan Le Blanc, and José Le Blanc.

VICENTE PINTADO,
PIERRE JOSEPH LANDRY.

Approved,
CARLOS TRUDEAU,
Surveyor-General.

IBERVILLE, 10*th June*, 1776.

Patent.—Record 53.

Don Francisco Luis Hector Baron de Carondelet, Knight of the Religious Order of San Juan, Field Marshal of the Royal Armies, Governor-General, Vice Protector Royal of the provinces of Louisiana and Western Florida, and Inspector of its regular troops and militia, &c. Considering the antecedent labors performed by the second surveyor of this province, Don Vincente Pintado, approved by the surveyor-general, Don Carlos Laveau Trudeau, upon the possession which has been given to José Eury, of the quantity of five arpents twenty-eight toises and five feet front, with the ordinary depth of forty, situated in the district of Iberville, upon the right bank of the Mississippi, bordering on one side upon the lands belonging to Juan Baptista Landrement, and on the other upon those of Pedro José Landry, as is shown by the figurative plan which precedes.

And recognizing them to be regulated according to the law of survey, and to the grants of the aforesaid neighbors, without any injury being caused to these, or any complaint made by them, and with their consent, as their assistance at said operations proves; approving them, as we approve them; using the faculty which the King has conceded to us, we grant in his royal name to the aforesaid José Eury, the aforesaid five arpents, twenty-eight toises and five feet front, with the ordinary depth of forty, to dispose of, enjoy them as his own, conforming himself to the arrangements mentioned, and observing the conditions provided in the regulation of the business.

We give the present, signed by our hand, sealed with the seal of our arms, and legalized (countersigned) by the undersigned, secretary, for H. M., of this government, in New Orleans, on the 20th July, 1796.

BARON DE CARONDELET.

By order of his Excellency,

ANDROS LOPEZ ARMESTO.

County of Arcadia, 19*th December*, 1806.

To Mr. Michel Cantrolle, deputy, charged with the registry of lands for the county of Acadia and of Iberville.

Joseph Le Blanc, inhabitant of the county of Iberville, addresses you conformably to the law of Congress, the titles of the lands which he possesses in the said county, with a prayer to register them in the forms prescribed.

I have the honor to be, your very humble servant,

(Signed) J. H. MELANCON,
for J. H. LE BLANC.

Record 54.

Don Vincente Pintado, second surveyor of the Province of Louisiana. I certify to have surveyed, in behalf and in presence of José Le Blanc, and with assistance of the two immediate neighbors, and of the commandant *ad interim* of this district, Don Pedro Belly, a piece of land of three arpents, twenty-four toises and four feet front, with the ordinary depth, containing two hundred and twenty-two square arpents in its whole superficies, measured with the Paris perch, according to the custom of this province, which land is situated in the district of Iberville, upon the right bank of the river Mississippi, and the last of those which were taken for the establishment of the Acadian families of France of the grant of Mr. Dotrive, the aforesaid Joseph Le Blanc possesses and cultivates peacefully, from said time, without ever having been disturbed, according to the declaration of the neighbors and of the civil commandant *ad interim*, Don Pedro Belly, from its having been assigned to him to enjoy it without having obtained the title of grant in due form, it must nevertheless have been surveyed at that time, by the surveyor general of this Province,

according to the declaration of the same, who recognized the landmarks (A. B.) of the plan, that are contiguous to Juan Carlos Coman, planted by him, the direction of which is South, sixty-nine degrees fifteen minutes West by the compass, thus varying seven degrees to the N. E., the landmarks of which are of cypress wood, the first (A) of four inches square and two feet ten inches above the ground, is at four toises and four feet from the actual bank of the river, and the second (B) of four and a half inches square, two feet and seven inches above the ground, distant ten toises and one foot from the first. Upon the upper dividing line, between the aforesaid Le Blanc and Ambrosis Longuepée, were planted with the assistance and consent of both, the landmarks (C. D.) of the plan both of coloured cypress, of four feet and six inches in height by six and a half upon nine and three-quarters in thickness, buried two feet, the first, distant fifty toises from the actual margin of the river, the second, at thirty toises further inwards with direction to the South, seventy-four degrees fifteen minutes West by the compass, the land widening by five degrees towards its depth; which operations have been done with consent of Don Carlos Trudeau, royal and special surveyor of this Province.

In testimony of which I give the present with the figurative plan, in the district of Iberville, 14th June, one thousand seven hundred and ninety-six.

(Signed) VINCENTE PINTADO.
P. BELLY.

(Approved) CARLOS TRUDEAU,
Surveyor Royal.

Don Francisco Louis Hector, Baron de Carondelet, &c., &c.: Considering the labors performed by the second surveyor of this Province, Don Vincente Pintado, and approved by the surveyor-general of it, Don Carlos Laveau Trudeau, upon the possession, which has been given to Joseph Le Blanc, of the quantity of three arpents, twenty-four toises and four feet front, with the ordinary depth of forty, situated in the district of Iberville, upon the right bank of the river Mississippi, bordering on one side upon the lands belonging to Juan Carlos Coman, and upon the other to Ambrosis Longuepée, as is shown by the figurative plan which precedes, and recognizing them to be regulated, &c., &c., we grant in his royal name, to the aforesaid Joseph Le Blanc, the aforesaid three arpents, twenty-four toises and four feet front, with the ordinary depth of forty, &c., &c.,

(Signed) BARON DE CARONDELET.

By order of His Excellency:

ANDRES LOPES DE ARMESTRO.

(Registered) MICHEL CANTRELLE.

New Orleans, *July* 20, 1796.

County of Acadia, *29th December*, 1806.

To Mr. Michael Cantrelle, Deputy, charged with the registry of lands for the County of Acadia and of Iberville.

245.

John Charles Coumo, inhabitant of this County of Iberville, addresses to you, conformably to the law of Congress, the titles and deeds of sale of the lands which he possessed in the said county, praying that they may be registered in the prescribed forms. He has the honor to be

Your humble servant,

(Signed) JOHN CHARLES COUMO.

Record 56.

Pierre Belly, Judge of the County of Iberville, Territory of Orleans:

According to what appears in the archives of this county under my charge, I certify that Pierre Fabre, possessor of three arpents of land front and forty deep, situated in this county, upon the right bank of the river, bordering then upon the lands of Madame Dauterive, and on the lower part upon those of Antoine Lalemens, has conveyed the proprietorship of them to Jacques Parquet, the 18th January, 1783, the latter to Simon Doucette, (but that is not positively ascertained;) Simon Doucette sold it to Paul Laforest, the 10th December, 1785, who resold it to Frederick Bolsman, the 15th March, 1788, who, according to a document of the 20th November, 1792, sold this land to Tirso Vermeso.

By grant of 8th October, 1789, François Moron was put in possession of three other arpents of land front and forty deep adjoining on the upper part the habitation of Joseph Le Blanc, and on the lower that above mentioned, then possessed by Frederick Bolsman, and Moron sold it the 22d October, 1789, to Tirso Vermeso, who became then proprietor of the aforesaid properties, forming one habitation of six arpents front and forty deep. And by an exchange of the said day, 20th November, 1792, he sold and put Mr. John Charles Coumo in possession of that habitation, who since that time has occupied and cultivated it; and in order that this may be made known, I deliver the present to the aforesaid county of Iberville, the eighth day of the month of December, in the year of our Lord, one thousand, eight hundred and six, and the thirty-first of the Independence of the United States. It is by mistake that the above deed of conveyance to John Charles Coumo is cited of the 20th November, 1792, because it really is of the 20th November, 1791.

(Signed) P. BELLY.

according to the declaration of the same, who recognized the landmarks (A. B.) of the plan, that are contiguous to Juan Carlos Coman, planted by him, the direction of which is South, sixty-nine degrees fifteen minutes West by the compass, thus varying seven degrees to the N. E., the landmarks of which are of cypress wood, the first (A) of four inches square and two feet ten inches above the ground, is at four toises and four feet from the actual bank of the river, and the second (B) of four and a half inches square, two feet and seven inches above the ground, distant ten toises and one foot from the first. Upon the upper dividing line, between the aforesaid Le Blanc and Ambrosis Longuepée, were planted with the assistance and consent of both, the landmarks (C. D.) of the plan both of coloured cypress, of four feet and six inches in height by six and a half upon nine and three-quarters in thickness, buried two feet, the first, distant fifty toises from the actual margin of the river, the second, at thirty toises further inwards with direction to the South, seventy-four degrees fifteen minutes West by the compass, the land widening by five degrees towards its depth; which operations have been done with consent of Don Carlos Trudeau, royal and special surveyor of this Province.

In testimony of which I give the present with the figurative plan, in the district of Iberville, 14th June, one thousand seven hundred and ninety-six.

(Signed) VINCENTE PINTADO.
P. BELLY.

(Approved) CARLOS TRUDEAU,
Surveyor Royal.

Don Francisco Louis Hector, Baron de Carondelet, &c., &c.: Considering the labors performed by the second surveyor of this Province, Don Vincente Pintado, and approved by the surveyor-general of it, Don Carlos Laveau Trudeau, upon the possession, which has been given to Joseph Le Blanc, of the quantity of three arpents, twenty-four toises and four feet front, with the ordinary depth of forty, situated in the district of Iberville, upon the right bank of the river Mississippi, bordering on one side upon the lands belonging to Juan Carlos Coman, and upon the other to Ambrosis Longuepée, as is shown by the figurative plan which precedes, and recognizing them to be regulated, &c., &c., we grant in his royal name, to the aforesaid Joseph Le Blanc, the aforesaid three arpents, twenty-four toises and four feet front, with the ordinary depth of forty, &c., &c.,

(Signed) BARON DE CARONDELET.

By order of His Excellency:

ANDRES LOPES DE ARMESTRO.

(Registered) MICHEL CANTRELLE.

New Orleans, *July* 20, 1796.

County of Acadia, *29th December*, 1806.

To Mr. Michael Cantrelle, Deputy, charged with the registry of lands for the County of Acadia and of Iberville.

245.

John Charles Coumo, inhabitant of this County of Iberville, addresses to you, conformably to the law of Congress, the titles and deeds of sale of the lands which he possessed in the said county, praying that they may be registered in the prescribed forms. He has the honor to be

Your humble servant,

(Signed) JOHN CHARLES COUMO.

Record 56.

Pierre Belly, Judge of the County of Iberville, Territory of Orleans:

According to what appears in the archives of this county under my charge, I certify that Pierre Fabre, possessor of three arpents of land front and forty deep, situated in this county, upon the right bank of the river, bordering then upon the lands of Madame Dauterive, and on the lower part upon those of Antoine Lalemens, has conveyed the proprietorship of them to Jacques Parquet, the 18th January, 1783, the latter to Simon Doucette, (but that is not positively ascertained;) Simon Doucette sold it to Paul Laforest, the 10th December, 1785, who resold it to Frederick Bolsman, the 15th March, 1788, who, according to a document of the 20th November, 1792, sold this land to Tirso Vermeso.

By grant of 8th October, 1789, François Moron was put in possession of three other arpents of land front and forty deep adjoining on the upper part the habitation of Joseph Le Blanc, and on the lower that above mentioned, then possessed by Frederick Bolsman, and Moron sold it the 22d October, 1789, to Tirso Vermeso, who became then proprietor of the aforesaid properties, forming one habitation of six arpents front and forty deep. And by an exchange of the said day, 20th November, 1792, he sold and put Mr. John Charles Coumo in possession of that habitation, who since that time has occupied and cultivated it; and in order that this may be made known, I deliver the present to the aforesaid county of Iberville, the eighth day of the month of December, in the year of our Lord, one thousand, eight hundred and six, and the thirty-first of the Independence of the United States. It is by mistake that the above deed of conveyance to John Charles Coumo is cited of the 20th November, 1792, because it really is of the 20th November, 1791.

(Signed) P. BELLY.